

**Amendments to the Drawings:**

The attached two sheets of drawings include changes to Figures 2 and 3 on sheets 2 and 3. In Figure 2, previously omitted element 44 has been added. In Figure 3, previously omitted element 44' has been added. Additionally in Figure 3, the ‘ marking has been added to element 32 for consistency with the specification.

Attachments: Replacement Sheets 2 and 3

Annotated Sheets 2 and 3 Showing Changes

## **Remarks/Requirement for Election**

### **Overview**

Claims 1-40 remain in the application. The Examiner has required an election of species and subspecies. Claims 1-11, 13-17 and 25-40 have been withdrawn.

### **Amendments to the Specification**

Applicants believe no new matter has been added by the foregoing amendment to the specification, full support therefore being shown in the drawings, claims and specification as filed.

Paragraph [0031] was amended in two places to correct the reference numeral for the motor. The application as filed referenced numeral 44, when it is clear from the drawings and paragraph [0030] that the correct numeral is 36.

Paragraphs [0034], [0035] and [0037] were corrected to reflect that it is the wash chamber that is oscillating, not an impeller. This amendment is supported in numerous places. First, none of the drawings reflect a presence of an impeller. Secondly, none of the claims include an impeller, and each of the independent claims call for “oscillating the wash chamber”.

Additionally, support for this amendment can be found in the specification as filed. With the exception of the three amended paragraphs, the specification as a whole describes oscillation of a wash chamber, rather than an impeller. Paragraph [0048], which is essentially repeated in paragraph [0060], specifically points to an oscillating wash chamber as opposed to an impeller as follows:

**“[0048]**      Further, one of skill in the art will appreciate that the present invention can be implemented in washing machines having a non-horizontal axis, wherein the wash basket, or protrusions extending inwardly therefrom are used to impart mechanical energy into the clothes load, rather than a separately rotating or oscillating agitator, impeller or other rotor. “

Accordingly, Applicants respectfully request entry of the amendments to the specification.

### **Amendments to the Drawings**

Minor changes have been made to Figures 2 and 3 as shown in the attached annotated sheets. In Figure 2, previously omitted element 44 has been added. In Figure 3, previously omitted element 44' has been added. Additionally in Figure 3, the “prime” marking has been added to element 32 for consistency with the specification.

### **Claim Objections**

The Examiner has objected to the claims due to two claims being presented numbered 31. The Examiner has indicated that misnumbered claims 31-39 have been renumbered as 32-40. Accordingly, the claims presented with this amendment have been renumbered as requested.

### **Election of Species/Subspecies**

The Examiner has required an election to one species from groups A, B, C, and D:

#### **Varying Oscillations of the Wash Chamber**

- A. oscillating by time-varying oscillations (claims 1-11)
- B. oscillating by speed varying oscillations (claims 12-24)
- C. oscillating and pausing by time-varying pauses (claims 25-32)
- D. oscillating by stroke angle-varying oscillations (claims 33-40)

Applicants elect Species B without traverse, claims 12-24 reading thereon. Having elected Species B, oscillating by speed-varying oscillations, the Examiner further required election from among subspecies V, VI and VII:

If B. selected, elect one from each subspecies:

- V. Angle of Rotation – Speed Varying Oscillations
  - a. remains fixed throughout the wash cycle (claim 13)
  - b. varies throughout the wash cycle (claim 14)
- VI. Length of Pause – Speed Varying Oscillations
  - a. identical (claim 16)
  - b. varies (claim 17)
- VII. Speed of Rotation – Speed Varying Oscillations
  - a. changes at specific fixed time intervals (claim 18)
  - b. changes at varying time intervals (claim 19)
  - c. varies randomly (claims 20-21)
  - d. varies according to a predetermined pattern (claim 22)
  - e. changes upon occurrence of a specific event (claims 23-24)

Applicants elect Subspecies VII without traverse, claims 18-24 reading thereon. Applicants note that when all the claims directed to the elected invention are in condition for allowance, the non-elected subspecies claims should be considered for rejoinder. Nonelected claims that depend from or otherwise require all the limitations of an allowable base claim will be rejoined.

## Conclusion

Applicants have elected species B and subspecies VII. No fees or extensions of time are believed to be due in connection with this filing. However, please

consider this a request for any extension inadvertently omitted, and charge any additional fees to Deposit Account No. 23-1660.

Early and favorable action on this application is respectfully requested.

Respectfully submitted,

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/Deborah A. Tomaszewski/  
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Deborah A. Tomaszewski

FIG. 2

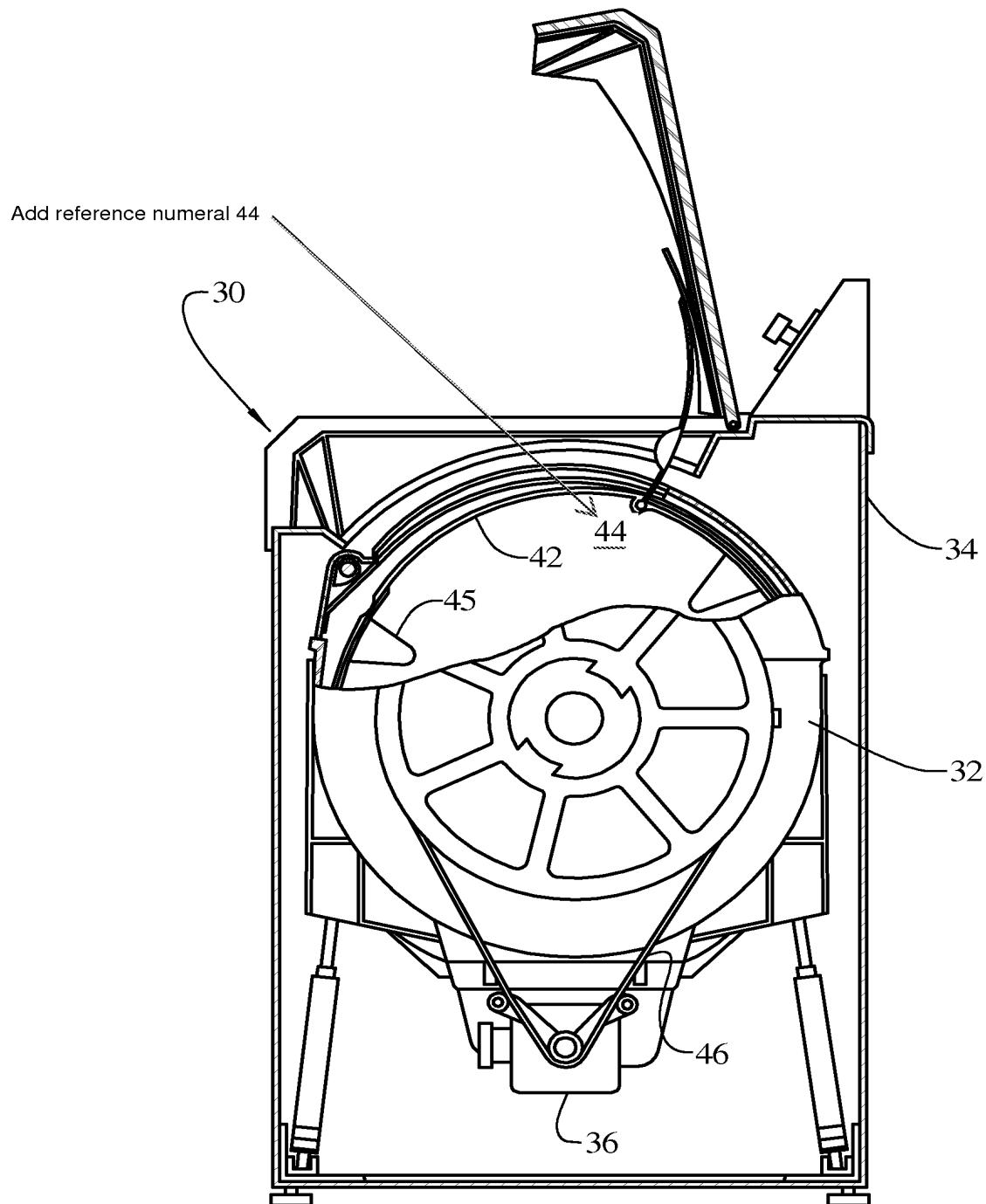


FIG. 3

